

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON NOVEMBER 16, 2011, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT, ROBERT L. PROUD, VICE PRESIDENT, AND ARCHIE WILSON, MEMBER. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

LET THE RECORD SHOW THAT THE NOVEMBER 16, 2011 REGULAR SESSION WAS VIDEOTAPED AND IS AVAILABLE FOR PUBLIC INSPECTION MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME. IN ADDITION, THE REGULAR SESSION IS AVAILABLE FOR PUBLIC VIEWING THROUGH THE COUNTY GOVERNMENT WEBSITE AT <http://www.clermontcountyohio.gov/videos-bcc.aspx>.

LET THE RECORD SHOW: Margaret Jenkins, County Director and Family Consumer Science Educator, the Ohio State University Extension, addressed the Board of County Commissioners to provide an overview of 2011 through a slide presentation. She acknowledged the OSU Extension's mission is strengthening families and communities through research-based educational programming and further stated that another area of involvement is the advancing employment and income opportunities for the citizens of Clermont County, Ohio. Ms. Jenkins introduced Gigi Neal, Agricultural and Natural Resources Educator, and Scott Cangro, 4-H Youth Development Assistant. Ms. Neal provided information on enhancing agriculture and the environment with the education of citizens through various programs. Mr. Cangro outlined various programs that will prepare our youth for success and noted that by youth learning leadership, citizenship and life skills, it will serve them for a lifetime. He also provided 4-H project data for 2011. Ms. Jenkins stated that volunteers are the strength of their programming and reported that approximately one-half of a million dollars in volunteer time was utilized for the programs by the OSU Extension. In closing, she thanked the Board of County Commissioners and the citizens of Clermont County for their continued support. (DC# 11-1115-001)

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 171-11/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 171-11** resolving to approve payment to vendors **in the revised total amount of \$1,860,041.21** as set forth in the BCC Approval Invoice Report For Checks Dated **November 16, 2011**, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor **11/14/2011**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 172-11/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Proud, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 172-11** resolving to approve payment to vendors included on the BCC Approval Invoice Report For Checks dated **November 16, 2011** presented by the County Auditor 11/14/2011 as reflected on the Vendor Excerpt Report prepared by OMB, **in the amount of \$8,349.00** and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Humphrey, Aye; Mr. Wilson, Abstained.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
FACILITIES MANAGEMENT DEPARTMENT...CONTRACT FOR
SERVICES WITH A & M SERVICE, INC. FOR COMBINATION DIRECT
DIGITAL CONTROLS (DDC) MAINTENANCE AND MECHANICAL
INSPECTION SERVICES FOR THE CLERMONT COUNTY JUVENILE
DETENTION CENTER...11-1104-001...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to execute a Contract for Services by and between the Board of County Commissioners, Clermont County, Ohio, and A & M Service, Inc., 2422 Central Parkway, Cincinnati, Ohio 45214 for the provision of Combination Direct Digital Controls (DDC) Maintenance and Mechanical Inspection Services for the Clermont County Juvenile Detention Center located at 2340 Clermont Center Drive, Batavia, Ohio 45103, in accordance with the Scope of Services as identified in Exhibit A, attached thereto and made a part thereof, in an amount not to exceed \$18,046.00, with said services to be completed within 365 days of company's receipt of signed Contract for Services and written Notice to Proceed from the Office of Technology, Communications and Security/Facilities Management Department, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
FACILITIES MANAGEMENT DEPARTMENT...ACCEPTANCE OF THE
PERFORMANCE CONTRACTING AGREEMENT WITH SIEMENS
INDUSTRY, INC. FOR THE FACILITY IMPROVEMENT MEASURES
(FIMS) FOR NON-AMERICAN RECOVERY AND REINVESTMENT
ACT (ARRA) FUNDED WORK RELATIVE TO PHASE II OF THE
COUNTYWIDE ENERGY SAVINGS PERFORMANCE PROJECT AS
COMPLETE AND APPROVAL OF THE RELEASE OF RETAINAGE
RELATIVE THERETO...10-0827-001...RATIFIED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to accept the Performance Contracting Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and Siemens Industry, Inc. Building Technologies Division, 1310 Kemper Meadow Drive, Suite 500, Cincinnati, Ohio 45240, for the Facility Improvement

Measures (FIMS) for non-American Recovery and Reinvestment Act (ARRA) funded work relative to Phase II of the Countywide Energy Savings Performance Project as Complete as of 04/01/11 and 08/01/11, and to approve the Application and Certification for Payment Number 12, Final, which represents the release of retainage in the principal amount of \$79,497.41, plus all accrued interest earned thereon relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...ANNUAL SUPPORT CONTRACT FOR END USER LICENSE AND SERVICES WITH SWORD SOLUTIONS, INC. FOR THE FRAUD RECOVERY & OVERPAYMENT SYSTEM TRACKING (FROST) FOR SAME...11-1101-002...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Michael R. Pride, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute the Annual Support Contract for End User License and Services by and between the County of Clermont, Ohio, and Sword Solutions, Inc., P. O. Box 278, DeWitt, Michigan 48820, for the Fraud Recovery & Overpayment System Tracking (FROST) utilized by the Clermont County Department of Job and Family Services, Fraud Division, at a cost not to exceed \$855.00, for the period of 01/01/12 through 12/31/12, pursuant to and in compliance with the terms and conditions specified therein *and contingent upon the adoption of the Annual Appropriations for 2012 and the issuance and receipt of a purchase order therefore.*

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT/OFFICE OF ENVIRONMENTAL QUALITY...2012 LITTER CLEANUP GRANT APPLICATION WITH THE OHIO DEPARTMENT OF NATURAL RESOURCES/DIVISION OF RECYCLING AND LITTER PREVENTION FOR THE COUNTY OF CLERMONT, OHIO FOR FISCAL YEAR 2012...11-1024-003...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Hannah Gonzalez, Project Manager, with the concurrence of Paul Braasch, Coordinator, Clermont County Water Resources Department/Office of Environmental Quality, to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the 2012 Litter Cleanup Grant Application for funding through the Ohio Department of Natural Resources/Division of Recycling and Litter Prevention, Attention Community Program Coordinator, 2045 Morse Road – Building B-1, Columbus, Ohio 43229-6693, in the amount of \$2,000.00, with no local match required therefore, for the purchase of materials and/or supplies in concert with four (4) litter pickup events throughout Clermont County from 03/01/2012 through 05/31/2012, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT
...AWARD OF BID FOR PROJECT NUMBER 2010-03 RELATIVE TO
THE VILLAGE OF FELICITY "MARKET STREET REVITALIZATION"
PROJECT IN CONCERT WITH THE CLERMONT COUNTY
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA
PROGRAM FOR FISCAL YEAR 2010 AND EXECUTION OF
CONTRACT RELATIVE THERETO...11-0711-005...RATIFIED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew T. Kuchta, Director, Department of Community and Economic Development, with the concurrence of David L. Spinney, County Administrator, to award the bid for Project Number 2010-03 relative to the Village of Felicity "Market Street Revitalization" Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2010, pursuant to the plans and specifications, to JD Contracting Services, LLC, 273 Shep Lane, Brooksville, Kentucky 41004, whose mailing address is P. O. Box 201, Washington, Kentucky 41079, for the lowest and best bid received on 10/06/11 in the amount of \$81,079.50, with said services to commence upon issuance of a written Notice to Proceed from the Department of Community and Economic Development and to be completed by December 31, 2011, pursuant to and in compliance with the terms and conditions specified therein and the award of bid therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...CHANGE ORDER NUMBER 1 TO THE
CONTRACT WITH SMITH CONSTRUCTION FOR PROJECT NUMBER
PI-02-10 RELATIVE TO THE COLE ROAD LANDSLIDE
STABILIZATION PROJECT LOCATED IN PIERCE TOWNSHIP...11-
0301-004...EXECUTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 1 to the Contract with Smith Construction, P.O. Box 223, Fayetteville, Ohio 45118, previously ratified by the Board of County Commissioners on 05/25/11, for Project Number PI-02-10 relative to the Cole Road Landslide Stabilization Project located in Pierce Township, which represents an increase in the amount of \$16,791.86, for a total adjusted contract price to date of \$175,594.36, for additions, deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...THE WHITE FARM SUBDIVISION/SECTION
3/BLOCKS A AND B/MIAMI TOWNSHIP...RELEASE OF COMBINED
PERFORMANCE-MAINTENANCE BONDS AND ACCEPTANCE OF
STREETS WITHIN SAME AS PUBLIC ROADS FOR PLACEMENT INTO
THE MIAMI TOWNSHIP PUBLIC ROAD SYSTEM...APPROVED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of the Combined Performance-Maintenance Bonds for The White Farm Subdivision, Section 3, Blocks A and B in Miami Township and to accept the streets in the lengths stated as public roads for placement into the Miami Township Public Road System, as said roads were caused to be completed by the surety, American Southern Insurance Company, pursuant to and in concert with Resolution Numbers 31-11 and 32-11 adopted by the Board of County Commissioners on 03/16/11, relative to the forfeiture of the Combined Performance-Maintenance Bonds heretofore provided as Surety therefore.

Subdivision	Combined Performance-Maintenance Bonds	Streets/Length (miles)
The White Farm Subdivision Section 3, Block A Miami Township DC# 05-0603-010	\$19,000.00/\$8,000.00	Hayward Circle (0.16)
The White Farm Subdivision Section 3, Block B Miami Township DC# 05-1024-005	\$49,000.00/\$14,000.00	Hayward Circle (0.46)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...THE WHITE FARM SUBDIVISION/SECTION 3/BLOCK C/MIAMI TOWNSHIP...ACCEPTANCE OF STREETS WITHIN SAME AS PUBLIC ROADS FOR PLACEMENT INTO THE MIAMI TOWNSHIP PUBLIC ROAD SYSTEM...ACCEPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the streets in the lengths stated in The White Farm Subdivision, Section 3, Block C in Miami Township as public roads for placement into the Miami Township Public Road System, as said roads were caused to be completed by the Clermont County Engineer’s Office and Jergensen Co. pursuant to and in concert with Resolution Number 33-11 adopted by the Board of County Commissioners on 03/16/11, relative to the forfeiture of the Combined Performance-Maintenance Bond therefore and a Settlement Agreement and Release with American Southern Insurance Company ratified on 08/23/11 relative thereto.

Subdivision	Streets/Length (miles)
The White Farm Subdivision Section 3, Block C Miami Township DC# 06-0818-003	Timber Trail Place (0.04) Trappers Crossing (0.04) Mallard Pointe Court (0.19)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RELEASE OF PERFORMANCE BONDS FOR SIDEWALKS AS SURETY FOR THE FOLLOWING SUBDIVISIONS LOCATED WITHIN MIAMI TOWNSHIP...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to release the Three Year Performance Bonds for Sidewalks in the amounts as follows for the following subdivisions within Miami Township:

Subdivision	Performance Bond for Sidewalks
The White Farm Subdivision Section 3, Block A Miami Township DC# 05-0603-010	\$16,800.00
The White Farm Subdivision Section 3, Block B Miami Township DC# 05-1024-005	\$48,620.00
The Reserves of Whitegate Subdivision Miami Township DC# 05-0624-007	\$37,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...PERMANENT EASEMENTS HERETOFORE
GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT,
OHIO FOR PROJECT NUMBER MO-08-11 RELATIVE TO THE BERRY
ROAD BRIDGE PROJECT LOCATED IN MONROE TOWNSHIP...11-
1103-001...ACCEPTED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to accept the following Permanent Easements heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project Number MO-08-11 relative to the Berry Road Bridge Project located within Monroe Township, and to authorize payment as compensation for the Permanent Easements and Rights-of-Way granted thereby and repairs relative thereto:

Grantor	Parcel Number	Compensation
Margaret A. Rosenbluth, as Trustee of Margaret A. Rosenbluth Revocable Trust U/A dated January 29, 2000 2288 Berry Road Amelia, Ohio 45102	22-26-09H-112	Perm \$ 1,792.00 Repairs \$ 5,500.00
MHP Holdings-Forest Creek, LTD, an Ohio Limited Liability Company 3245 Lamarc Trail Cincinnati, Ohio 45241	22-26-09H-245	Perm \$1,960.00 Repairs \$1,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: COUNTY ENGINEER...PERMANENT EASEMENTS HERETOFORE
GRANTED AND CONVEYED TO THE COUNTY OF CLERMONT,
OHIO FOR PROJECT NUMBER WA-12-10 RELATIVE TO THE
ROUDEBUSH ROAD BRIDGE PROJECT LOCATED IN WAYNE
TOWNSHIP...11-1115-002...ACCEPTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer with the concurrence of David L. Spinney, County Administrator, to accept the following Permanent Easement heretofore granted and conveyed to the County of Clermont, Ohio, for roadway purposes necessary for Project Number WA-12-10 relative to the Roudebush Road Bridge Project located within Wayne Township, and to authorize payment as compensation for the Permanent Easements and Rights-of-Way granted thereby and repairs relative thereto:

Grantor	Parcel Number	Compensation	
James R. Luehrman 6298 Roudebush Road Goshen, Ohio 45122	49-34-08F-035	Perm	\$ 1,750.00
		Repairs	\$ 1,000.00
Danny Lee Mason Thomas J. Mason, Co-Trustees 6299 Roudebush Road Goshen, Ohio 45122	49-34-08F-032	Perm	\$1,750.00
		Repairs	\$1,250.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...AGREEMENT WITH THE BOARD OF TRUSTEES OF OHIO TOWNSHIP RELATIVE TO THE LANDSLIDE REPAIR ON GOEBEL HILL ROAD LOCATED IN OHIO TOWNSHIP...11-1110-002...EXECUTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute an Agreement by and between the County of Clermont, Ohio, and the Board of Trustees of Ohio Township, 2877 Mt. Pisgah Road, New Richmond, Ohio 45157 relative to a Landslide Repair on Goebel Hill Road in Ohio Township, at an estimated cost of \$185,000.00, with the funding therefore to be pursued through grants from the Federal Emergency Management Agency (FEMA) in the amount of \$161,875.00 (87.5%) and the Ohio Public Works Commission (OPWC) in the amount of \$23,125.00 (12.5%), pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...AGREEMENT WITH THE BOARD OF TRUSTEES OF BATAVIA TOWNSHIP RELATIVE TO THE FILAGER ROAD RECONSTRUCTION PROJECT LOCATED WITHIN BATAVIA TOWNSHIP...11-1110-003...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute an Agreement by and between the County of Clermont, Ohio, and the Board of Trustees of Batavia Township, 1535 Clough Pike, Batavia, Ohio 45103 relative to the Filager Road Reconstruction Project located within Batavia Township, with the County Engineer to pursue funding from the Ohio Public Works Commission (OPWC), in the form of a grant in the amount of \$400,000.00 which will reimburse forty-nine percent (49%) or \$196,000.00 of the estimated cost of the proposed repairs with fifty-one (51%) or \$204,000.00, which represents the required local match therefore, to be provided

from the 2012 Annual Appropriations for the County Engineer, with a portion of the afore stated local match, in the amount of \$20,000.00, to be provided by the Board of Batavia Township Trustees, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 173-11/RESOLUTION AUTHORIZING FINAL APPLICATIONS FOR AID TO LOCAL GOVERNMENT FOR INFRASTRUCTURE IMPROVEMENTS AND AUTHORIZING THE EXECUTION, CERTIFICATION AND SUBMISSION OF SAID FINAL APPLICATIONS FOR PROJECT SUPPORT TO THE OHIO PUBLIC WORKS COMMISSION PURSUANT TO CHAPTER 164 OF THE OHIO REVISED CODE...11-1021-003...ADOPTED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to adopt **Resolution Number 173-11** resolving to authorize Final Applications for Aid to Local Government for Infrastructure Improvements and further resolving to authorize the execution, certification and submission of said Final Applications for project support for the following infrastructure improvement projects for Program Year 26, in the amounts outlined below, to the Ohio Public Works Commission, including all understandings and assurances therein required, and to act in accordance with the Final Applications and to provide such additional information as may be required, pursuant to and in compliance with Chapter 164 of the Ohio Revised Code:

Project	Project Amount	Grant Amount
Clough Pike – Phase II	\$ 500,000.00	\$ 245,000.00
Clough Pike – Phase III	\$6,280,000.00	\$1,241,800.00
Filager Road Reconstruction	\$ 400,000.00	\$ 196,000.00
FEMA Landslide Repairs	\$1,335,000.00	\$ 166,875.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...DESIGNATION OF REPRESENTATIVE TO SERVE ON THE OHIO-KENTUCKY-INDIANA REGIONAL COUNCIL OF GOVERNMENTS BOARD OF DIRECTORS FOR CALENDAR YEAR 2012...11-1104-002...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Re-appointment of Edwin H. Humphrey, County Commissioner, to represent Clermont County, Ohio, on the Ohio-Kentucky-Indiana Regional Council of Governments Board of Directors for Calendar Year 2012, and further resolve to authorize reimbursement of expenses in concert therewith for attendance at Annual, Regular, Special, and/or Emergency Meetings not to exceed \$50.00 per meeting.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Abstained.

**IN RE: MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR
THE PROVISION OF MAINTENANCE ON OFFICE
EQUIPMENT...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to approve Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below pursuant to the terms and conditions set forth therein and to authorize David L. Spinney, County Administrator, to execute the Maintenance Agreements and the Rider for Equipment Maintenance Agreements attached thereto:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Clermont County Common Pleas Court DC#11-1102-002	Advantage Software 925 SE Central Parkway Stuart, Florida 34994	Computer Aided Transcription Program Tran Key S/N: 1943102319 Conv Key S/N: 465005635	\$595.00	12/03/11 through 12/02/12

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
ACTIONS FOR FISCAL YEAR 2011...APPROVED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2011 (Resolution Number 209-10) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

SUPPLEMENTAL APPROPRIATIONS FOR FISCAL YEAR 2011:

AMOUNT	FUND NAME & CODE ORGANIZATION DESCRIPTION	FUNCTION -DIVISION- ORG CODE	OBJECT CODE	OBJECT DESCRIPTION	PROJECT CODE (optional)
\$ (12,079.00)	General Fund 1000 Permit Central	04-01- 121000	511200	Regular Salary	
\$ (6,162.00)	General Fund 1000 Permit Central	04-01- 121000	511800	Temporary Salary	
\$ (1,000.00)	General Fund 1000 Permit Central	04-01- 121000	512100	Overtime	
\$ (1,500.00)	General Fund 1000 Building Inspection	04-01- 121371	512100	Overtime	
\$ 19,082.00	General Fund 1000 Building Inspection	04-01- 121371	511200	Regular Salary	
\$ 11,570.40	General Fund 1000 Building Inspection	04-01- 121371	513200	Retirement Payout	
\$ 9,789.60	General Fund 1000 Sheriff Administration	04-19- 431000	513200	Retirement Payout	

\$ 700.00	Administration of Justice Fund 2142 (Common Pleas Court)	02-11-233000	570000	Materials & Supplies	
\$ (90,000.00)	Developmental Disabilities Fund 7000	06-23-010001	511700	Bargaining Unit Salary	
\$ 15,000.00	Developmental Disabilities Fund 7000	06-23-010001	511800	Temporary Salary	
\$ 45,000.00	Developmental Disabilities Fund 7000	06-23-010001	570000	Materials & Supplies	
\$ 30,000.00	Developmental Disabilities Fund 7000	06-23-010001	660000	Capital Outlay	

BUDGET TRANSFER OF FUNDS:

AMOUNT	FUND NAME & CODE ORGANIZATION DESCRIPTION	FROM FUNCTION-DIVISION-ORG-OBJECT OBJECT DESCRIPTION	TO FUNCTION-DIVISION-ORG-OBJECT (optional ORG DESC.) OBJECT DESCRIPTION
\$ 300.00	General Fund 1000 Municipal Court	02-12-341000-511200 Regular Salary	02-12-341000-610000 Maintenance & Repair
\$ 4,000.00	General Fund 1000 Municipal Court	02-12-341000-511200 Regular Salary	02-12-341000-570000 Materials & Supplies
\$ 6,450.00	General Fund 1000 Municipal Court	02-12-341000-511200 Regular Salary	04-12-364000-511200 Municipal Adult Probation Regular Salary
\$ 12,404.20	General Fund 1000 Prosecutor Common Pleas Criminal Division	01-04-373000-511200 Regular Salary	01-04-375000-520000 Prosecutor Municipal Criminal Division Fringes
\$ 12,000.00	Certificate of Title Administration Fund 2102	01-05-221000-513200 Retirement Payout	01-05-221000-511200 Regular Salary

CASH TRANSFER OF FUNDS:

AMOUNT	FROM	TO
\$ 2,000.00	General Fund 1000-04-01-034328-700200	Special Emergency Planning Fund 2543-04-01-114000-480100
\$ 87,500.00	General Fund 1000-04-01-034328-700200	Emergency Management Agency Fund 2541-04-01-112000-480100
\$ 28,972.00	Park District Fund 7200-21-27-891000-700400	Chilo Lock/Dam Revenue Bond Fund 7260-00-00-007260-480200

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

**IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF
EXPENSES RELATIVE TO SAME...APPROVED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2011 and any and all amendments subsequent thereto:

CLERMONT COUNTY JUVENILE COURT

Judge Stephanie Wyler: One (1) day – Columbus, Ohio – Ohio Association of Juvenile Court Judges 2011 Winter Meeting – Total expenses for registration (\$50.00) estimated not to exceed \$50.00.

COUNTY SHERIFF

Douglas C. Ventre: Four (4) days – Perrysville, Ohio – Institute for Intergovernmental

Research Task Force Commanders Workshop – Total expenses for lodging (\$237.00) and meals (\$184.00) estimated not to exceed \$421.00.

COUNTY TREASURER

Connie Bare, Donna Stegall and J. Robert True: One (1) day – Lebanon, Ohio – Southwest District Treasurers' Association Winter Meeting – Total expenses for registration (3 X \$25.00) estimated not to exceed \$75.00.

Connie Bare: One (1) day – Columbus, Ohio – County Commissioners Association of Ohio Seminar entitled “Personal Liability of Public Officials and Employees” – Total expenses for mileage (\$152.07) estimated not to exceed \$152.07.

BUILDING INSPECTION DEPARTMENT

Gary P. Pitzer, Derek Spurling, Steve Rivera and J.C. Young: One (1) day – Cincinnati, Ohio – Southwest Ohio Building Officials Association Seminar entitled Calculations - NEC (National Electric Code) – Total expenses for registration (4 X \$25.00) estimated not to exceed \$100.00.

CLERMONT COUNTY HUMAN RESOURCES DEPARTMENT

Robert E. Sander: One (1) day – Columbus, Ohio – The Ohio Public Employer Labor Relations Association (OHPELRA) 2011 Fall Seminar entitled “Finding Solid Ground in the New Ohio Public Sector Employment Environment” – Total expenses for mileage (\$122.10) and registration (\$175.00) estimated not to exceed \$297.10.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

IN RE: MINUTES OF INFORMAL REGULAR SESSION...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve the minutes of Informal Regular Session of **10/05/11**.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
REQUEST TO EXTEND THE EXPIRATION DATE FOR THE
DISPOSITION OF BIDS RECEIVED FOR WIRELESS SERVICES AND
RELATED EQUIPMENT COLLECTION SYSTEMS AND
APPURTENANCES...11-0715-001...APPROVED**

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation of J. Dwight Culbertson, Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to approve the request to extend the expiration date for the disposition of bids received on 08/18/11 for Wireless Services and Related Equipment Collection Systems and Appurtenances for an additional thirty (30) days from Thursday, 11/17/11, until Saturday, 12/17/11, pursuant to and in compliance with Section 307.862 of the Ohio Revised Code, to provide additional time to evaluate the bids and recommend an award.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: EXECUTIVE SESSION...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation to go into Executive Session at 11:15 A.M. pursuant to Section 121.22(G)(1) of the Ohio Revised Code to consider the appointment and dismissal of a public employee.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

LET THE RECORD SHOW: THE EXECUTIVE SESSION CONCLUDED AND REGULAR SESSION RESUMED AT 11:33 A.M. WITH NO ACTION TAKEN.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

IN RE: RECESS...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation to recess Regular Session at 11:35 A.M. to be reconvened at 1:00 P.M. this date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

LET THE RECORD SHOW: THE BOARD RECONVENED REGULAR SESSION AT 1:07 P.M.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 174-11/RESOLUTION GRANTING ANNEXATION OF 286.4610 ACRES OF LAND OWNED BY GLEN WIEDENBEIN, TRUSTEE TO THE

VILLAGE OF BATAVIA IN CLERMONT COUNTY, OHIO...11-1003-001...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Pursuant to Section 709.023 (D) of the Ohio Revised Code, the Board of County Commissioners adopts **Resolution Number 174-11** resolving to grant the Petition for Annexation of 286.4610 Acres of Land situated within Batavia Township to the Village of Batavia, Clermont County, Ohio, filed in the Office of the Board of County Commissioners on Monday, October 3, 2011, at 9:08 A.M., by Michael Minniear, Attorney for Agent for Petitioner, 626 Main Street, Milford, Ohio 45150, for and on behalf of Dennis Nichols, 389 Main Street, Batavia, Ohio 45103, the designated Agent for the Petitioner, Glen Wiedenbein, Trustee, 1300 Baldwin, Milford, Ohio 45150, who is the sole owner of the real estate, as defined by Ohio Revised Code Section 709.02 (E), sought to be annexed.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 175-11/RESOLUTION GRANTING ANNEXATION OF 36.3659 ACRES OF LAND OWNED BY MARLYON ABRAMS, TRUSTEE, ET AL. TO THE VILLAGE OF WILLIAMSBURG IN CLERMONT COUNTY, OHIO...11-1012-002...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Pursuant to Section 709.023 (D) of the Ohio Revised Code, the Board of County Commissioners adopts **Resolution Number 175-11** resolving to grant the Petition for Annexation of 36.3659 Acres of Land situated within Williamsburg Township to the Village of Williamsburg, Clermont County, Ohio, filed in the Office of the Board of County Commissioners on Wednesday, October 12, 2011, at 11:13 A.M., by Susan M. Burgess, for and on behalf of T. David Burgess, Attorney at Law, 110 North Third Street, Williamsburg, Ohio 45176, the designated Agent for the Petitioners, Marlyon E. Abrams, Trustee, Jessie H. Abrams, Trustee, and Ruby J. Owens, who are the sole owners of the real estate, as defined by Ohio Revised Code Section 709.02 (E), sought to be annexed.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 176-11/RESOLUTION IN OPPOSITION TO THE PROPOSED PREFERRED ASIAN LONGHORNED BEETLE ERADICATION PLAN FOR CLERMONT COUNTY, OHIO, SET FORTH BY THE UNITED STATES DEPARTMENT OF AGRICULTURE'S ANIMAL AND PLANT HEALTH INSPECTION SERVICE (APHIS)...11-1116-001...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to adopt Resolution Number **176-11** resolving to oppose the proposed preferred Asian Longhorned Beetle eradication plan set forth by the United States Department of Agriculture's Animal and Plant Health Inspection Service (APHIS) to address the Asian Longhorned Beetle infestation in Tate Township,

Clermont County Ohio, and further, to request that the United States Department of Agriculture give serious consideration to alternatives that do not require clear-cutting of healthy host species to prevent the spread of the Asian Longhorned Beetles in Clermont County, Ohio, including but not limited to the treatment of trees chemically, in lieu of the APHIS plan to remove the trees, with said resolution to be sent to Governor Kaisch and to all State of Ohio legislative leaders.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

IN RE: MINUTES OF REGULAR SESSION...APPROVED

Moved by Mr. Proud, seconded by Mr. Wilson, that the Board of County Commissioners approve the following recommendation:

Recommendation to approve the minutes of Regular Session of **11/16/11**.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Proud, Yea; Mr. Wilson, Yes; Mr. Humphrey, Aye.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 1:25 P.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Aye.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
ARCHIE WILSON, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 11/16/11